

STATE OF MICHIGAN
JUDICIAL DISTRICT
JUDICIAL CIRCUITORDER ON APPLICATION TO
SET ASIDE CONVICTION

CASE NO.

ORI
MI-
Police Report No.

Court address

Court telephone no.

THE PEOPLE OF

☐ The State of Michigan☐ _____

v

Defendant's name, address, and telephone no.

CTN

SID

DOB

Date of Offense

Charge

Instructions: An order may not be entered until receipt of the report of the Michigan State Police. Copies of the order must be sent to the Michigan State Police and the prosecuting official.

THE COURT FINDS:

1. The Michigan State Police has reported to the court required information from the department's records.
2. The applicant ☐ has ☐ has not been convicted of more than one criminal offense.
3. The conviction ☐ is ☐ is not a traffic offense, a non-traffic offense reportable to the Secretary of State, or a felony for which the maximum punishment is life imprisonment.
4. It ☐ has ☐ has not been at least five years since the sentence was imposed or since the defendant was discharged from imprisonment for the conviction.
5. An opportunity ☐ has ☐ has not been given to the Attorney General and prosecuting official to contest the application.
6. Circumstances and behavior of the applicant ☐ do ☐ do not justify setting aside the conviction, and it is consistent with the public welfare.

IT IS ORDERED:

- ☐ 7. The application is denied.
- ☐ 8. The conviction in this case is set aside. Under MCL 780.623 the court clerk, the arresting agency, and the Michigan State Police shall maintain a **nonpublic record** of the order setting aside conviction and of the arrest, fingerprints, conviction, and sentence in this case.

Date _____

Judge _____

Bar no. _____

Under MCL 769.16a the clerk of the court shall send a copy of this order to the Michigan State Police Central Records Division to create a criminal history record.

MCL 780.621; MSA 28.1274(101), MCL 780.623; MSA 28.1274(103)